

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CV 2019-015684

12/03/2020

HONORABLE JAMES D. SMITH

CLERK OF THE COURT
K. Treftz
Deputy

EDET EFFIONG ASUQUO

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1701 W TUCKEY LN # 201
PHOENIX AZ 85015

v.

LA FUENTE CONDOMINIUM ASSOCIATION

JONATHAN S WALLACK

MICALANN C PEPE
JUDGE J. SMITH

MINUTE ENTRY

Plaintiff has filed documents that the rules prohibit or are otherwise improper. The Court did not and will not consider the documents.

IT IS ORDERED striking: (1) Plaintiff's Own Arbitrator Report (filed 11/25/2020), (2) Plaintiff's Counter Argument to Defendant's 1st, 2nd, 3rd, Disclosure, and Pre-Arbitration Statements (filed 11/25/2020), and (3) Plaintiff's Disclosure Statement (filed 11/30/2020).

Mr. Asuquo must stop filing improper documents. If he continues doing so, then the Court may impose sanctions or declare him to be a vexatious litigant. Mr. Asuquo is not a lawyer, but the Court holds self-represented litigants to the same standards as lawyers. He must conduct himself accordingly.

Plaintiff also filed Plaintiff's Motion to Dismiss Arbitrator's Decision for her Departure From Court's Terms of Reference and her Ignoring Defendant's own Evidence Unfavorable to Defendant Alternately, Plaintiff Requests Trial by Jury (filed 11/30/2020). The most generous

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interpretation of this document is that Plaintiff is appealing the Arbitrator's decision filed November 25, 2020. But there is not yet an arbitration award from which to appeal. *See* Ariz. Rs. Civ. P. 76(b) & 77(a). If the Arbitrator does not file a final award, then the decision will serve as the award. Ariz. R. Civ. P. 76(c). Plaintiff's motion does not reflect that he served it on Defendant's counsel. *Contra* Ariz. R. Civ. P. 5(c)(3). Thus, the Court will not consider this motion for any purpose. Should Plaintiff timely appeal from the eventual arbitration award, he must include a certificate of service on that document. The Court will not consider anything from either side that omits a certificate of service.

IT IS SO ORDERED.